GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

HM & FW Department - Andhra Pradesh Higher Education Regulatory & Monitoring Commission - Fixation of tentative fee structure for GNM Programme in Lazarus School of Nursing, Visakhapatnam for the Block Period 2023-26 – Notification – Issued.

HEALTH MEDICAL AND FAMILY WELFARE (J) DEPARTMENT

G.O.Ms.No.225 20-12-2023,

Read the following:

1. G.O.Ms.No.141 HM&FW (C1) Department, Dated:31-08-2023
2. Hon'ble High Court, orders in W.P.No.28729/2023, Dt.2/11/2023 filed by Sagar Durga School of Nursing,
3. From the Member Secretary (FAC) APHER&MC Lr.No.2924/APHERMC/ADMN/ 2023, Dated: 09.11.2023.

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ORDER:

In due respect to the orders of the Hon'ble High Court issued in the orders 2nd read above, the Member Secretary, Andhra Pradesh Higher Education Regulatory & Monitoring Commission in the letter 3rd read above, has furnished the tentative fee structure in respect of Lazarus School of Nursing, Visakhapatnam as detailed below:-

Sl. No	College Code	Society Code	School Name	Program /course name	Convener Quota fee.	Management Quota fee.
1	G111	HERMC1500	Lazarus School of Nursing, Visakhapatnam	GNM	15,000/-	As per the dicta laid down in 1.T.M.A Pai Foundation Vs State of Karnataka (2002) 8 SCC 481) 2.Islamic Academy of Education Vs State of Karnataka (2003) 6 SCC 697) 3. Inamdar Vs State of Maharashtra (2005) 6 SCC 537. 4. Consortium of Engineering Colleges, management Association, Hyderabad Vs. Government of Andhra Pradesh and others (2012) 3 ALT 686 DB) and fee for Management quota is same and similar to that of convener quota given hereunto.

2. With the above proposals, the Member Secretary, APHERMC has requested the Government to issue necessary orders under Section-7 of Andhra Pradesh Educational Institutions (Regulation of Admissions and prohibition of Capitation Fee) Act, 1983 for execution of structure and also requested to direct the concerned authority i.e., Director of Medical Education, Andhra Pradesh, Vijayawada to display the Lazarus School of Nursing, Visakhapatnam in the list of schools of its official website for participating in the Counseling for the present academic year.

(Contd...2)

3. Government after careful examination of the matter, hereby issue the following Notification which shall be published in the Andhra Pradesh Extra-ordinary Gazette:

NOTIFICATION

4. In exercise of the powers conferred under Section-7 of Andhra Pradesh Educational Institutions (Regulation of Admission and Prohibition of Capitation Fee) Act, 1983 (Act No.5 of 1983) the Government considered the tentative fee structure recommended by the Member Secretary, APHERMC in letter 3rd read above, as detailed below, in respect of Lazarus School of Nursing, Visakhapatnam for GNM course:-

Sl. No	College Code	Society Code	School Name	Program/course name	Convener Quota fee.	Management Quota fee.
1	G111	HERMC1500	Lazarus School of Nursing, Visakhapatnam	GNM	15,000/-	As per the dicta laid down in 1.T.M.A Pai Foundation Vs State of Karnataka (2002) 8 SCC 481) 2.Islamic Academy of Education Vs State of Karnataka (2003) 6 SCC 697) 3. Inamdar Vs State of Maharashtra (2005) 6 SCC 537. 4. Consortium of Engineering Colleges, management Association, Hyderabad Vs. Government of Andhra Pradesh and others (2012) 3 ALT 686 DB) and fee for Management quota is same and similar to that of convener quota given hereunto.

4. The above said tentative fee structure notified by the Government under Section-7 of Act 5 of 1983 for the block period 2023-2026 is subject to the following conditions:-

a) The tentative fee is an all-inclusive annual fee, including like tuition fee, affiliation fee, cost of identity card, medical fee, inter college/inter university sports, games & cultural meet fee, computer/internet fee, College magazine and student activities, student health care scheme, student welfare fund, study tour, alumni fund, sports and games fee, examination fee including stationery, maintenance and amenities fee, extracurricular activities fee, development fee, Recognition fee, Common Services fee and other recurring expenditure;

b) The aforesaid fee does not include hostel, transport, mess charges, Registration fee, admission fee and refundable deposits of library and laboratory fee.

(Contd...3)

c) Amount over and above the fee fixed if any other amount is charged under any other head or guise i.e., donations, etc. the same would amount to charging of capitation fee and in that case the institution shall be liable to be prosecuted under Section 9 of Andhra Pradesh Educational Institutions (Regulation of Admissions and Prohibition of Capitation Fee) Act, 1983 (Act No. 5 of 1983) apart from imposing appropriate penalty under the APHERMC Act, 2019 and the APHERMC Rules, 2019 as amended subsequently from time to time;

d) The institution is cautioned to maintain proper accounts following lawful practices (Accrual/Mercantile basis of accounting) including processing payments and receipts through Banks and follow the Regulations as well as guidelines of the Commission in submitting data for evaluation and regulation of fee proposals henceforth. In default their respective fee proposals are liable to be rejected under Regulation 5(B)(viii) of APHERMC Regulations and such instances shall not be forwarded to the Government for fixation of fee.

e) In case of any deviation from these directions, the Commission will initiate serious penal action as per the provisions of the Act and Rules made there under;

f) Under Section 12 (4) & (5) of Andhra Pradesh Higher Education Regulatory and Monitoring Commission Act, 2019, the Commission has the power to review and determine the fee payable to the Higher Educational Institutions and review the fee determined, whether notified or not by the Government for any academic years/block periods.

g) The institution is informed that the fixation of Fee structure by the Government will not by itself enable or permit the managements to run programmes, if the programmes are not recognized/permitted by the Government / All India Council for Technical Education/PCI/UGC/NCTE and concerned University /any other statutory Authority.

h) The students who are taking admissions in this school are informed that the present fee is purely tentative fee which is being collected initially and it shall be subject to further change depending upon the final fee that would be fixed by the APHERMC after scrutiny of the details furnished by the said school.

5. The Director of Medical Education, Andhra Pradesh, Vijayawada shall take necessary action for displaying the school in the list of schools of its official website for participating in the counselling for the present academic year.

6. These orders are subject to directions/outcome of the court cases, pending if any and as per the guidelines/directions issued by Government from time to time.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M T KRISHNA BABU
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Commissioner of Printing & Stationery, Vijayawada (With a request to publish in the next extraordinary gazette and supply 50 copies immediately)
The Director of Medical Education, Andhra Pradesh, Vijayawada.
The Member Secretary, Andhra Pradesh H.E.R.M.C, Tadepalli, Guntur dist.
The Correspondent, Lazarus School of Nursing, Visakhapatnam.
Copy to:
The P.S to Special Chief Secretary, HM&FW Dept
The P.S to Minister (HFW&ME)
The Government Pleader, HM&FW, Andhra Pradesh High Court.
The HM&FW (C) Department
SC/SF (2265221)

//FORWARDED::BY ORDER//

SECTION OFFICER